

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

* * * *

IN THE MATTER OF THE AMENDMENT)
OF SDCL 15-39-56)

RULE 00-4

A hearing having been held on February 17, 2000, at Pierre, South Dakota, relating to the amendment of SDCL 15-39-56, and the Court having considered the proposed amendment, the correspondence and oral presentations relating thereto, if any, and being fully advised in the premises, now, therefore, it is

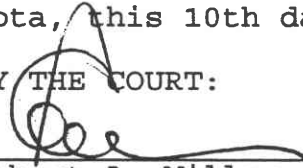
ORDERED that SDCL 15-39-56 be and it is hereby amended to read in its entirety as follows:

15-39-56. Jury trial and appeal waived by plaintiff - Right to jury trial if action removed by defendant. A plaintiff beginning an action under the procedure shall be deemed to have waived a trial by jury and the right of appeal unless the action is removed, for formal hearing, to the regular civil docket of either circuit or magistrate court as hereinafter provided, in which case the plaintiff shall have the same right to claim a trial by jury and appeal as if the action had been begun in the circuit or magistrate court.


IT IS FURTHER ORDERED that this rule shall become effective July 1, 2000.

DATED at Pierre, South Dakota, this 10th day of March, 2000.

BY THE COURT:


Robert A. Miller, Chief Justice

ATTEST:


Clerk of the Supreme Court
(SEAL)

**SUPREME COURT
STATE OF SOUTH DAKOTA
FILED**

MAR 10 2000


Clerk